



Dkt. 0179/61248-A/JPW/BJA

AFB
JPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Gregory B. Wilson and R. Riley Shuler
U.S. Serial No.: 09/776,010 Examiner: Bao Qun Li
Filed : February 2, 2001 Group Art Unit: 1648
For : HUMAN HERPESVIRUS 6A AND 6B TRANSFER FACTORS
FOR THE TREATMENT OF CHRONIC FATIGUE
SYNDROME AND MULTIPLE SCLEROSIS

1185 Avenue of the Americas
New York, New York 10036
July 11, 2005

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL FROM THE EXAMINER'S DECISION TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed January 11, 2005 finally rejecting pending claims 1-31, 41, 44, and 45 in the above-identified application.

Applicants are concurrently filing a Petition for a Third Month Extension of Time. Accordingly, this Notice of Appeal is being timely filed.

The required fee set forth in 37 C.F.R. §1.17(b) for filing a Notice of Appeal for a small entity is TWO HUNDRED FIFTY DOLLARS (\$250.00), and a check in this amount is enclosed. Applicants have previously established small entity status.

07/15/2005 MAHME1 00000017 09776010

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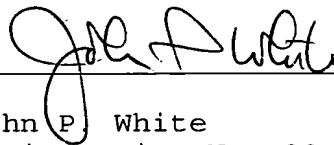
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If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

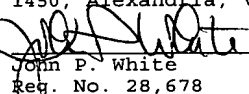
No fee, other than the enclosed \$250.00 fee, is deemed necessary in connection with the filing of this Notice of Appeal. However, if an additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

 7/11/05
John P. White Date
Reg. No. 28,678